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16179 U.S.P.T.O.

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PTO/SB/05 (01-04)

Approved for use through 07/31/2006. OMB 0651-0032  
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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

|                        |                            |
|------------------------|----------------------------|
| Attorney Docket No.    | <b>692-38</b>              |
| First Inventor         | <b>SWEENEY, Charles M.</b> |
| Title                  | <b>UNDERSEAT MONITOR</b>   |
| Express Mail Label No. | <b>EL 995746072 US</b>     |

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original and a duplicate for fee processing)*
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages **14**] *(preferred arrangement set forth below)*
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (*if filed*)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [Total Sheets **12**]
5. Oath or Declaration [Total Sheets **1**]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional with Box 18 completed)*
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

U.S.P.T.O.  
10/803550

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7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all necessary)*
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  Paper
  - c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of *(when there is an assignee)*  Attorney
11.  English Translation Document *(if applicable)*
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15.  Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: **Check for \$385.00**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation       Divisional       Continuation-in-part (CIP)      of prior application No.: .....

Prior application information: Examiner \_\_\_\_\_ Art Unit: \_\_\_\_\_  
 For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

Customer Number: **28249**      OR       Correspondence address below

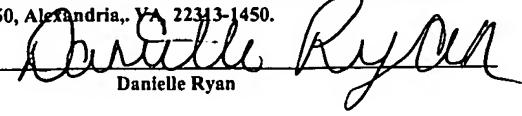
|          |   |           |                |
|----------|---|-----------|----------------|
| Name     | <b>Paul J. Farrell</b>  |           |                |
| Address  | <b>DILWORTH &amp; BARRESE, LLP</b><br><b>333 Earle Ovington Boulevard</b> |           |                |
| City     | Uniondale   | State     | New York       |
| Country  | USA   | Telephone | (516) 228-8484 |
| Zip Code | <b>11553</b>  |           |                |
| Fax      | (516) 228-8516  |           |                |

|                   |   |                                   |               |
|-------------------|---|-----------------------------------|---------------|
| Name (Print/Type) | <b>John F. Gallagher III</b>  | Registration No. (Attorney/Agent) | <b>47,234</b> |
| Signature         |  |                                   |               |
|                   | Date  | <b>March 18, 2004</b>             |               |

**CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on the date below in an envelope as "Express Mail Post Office to Addressee" Mail Label Number **US 995746072 US** addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 18, 2004

  
Danielle Ryan

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U.S.PTO

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# FEE TRANSMITTAL for FY 2004

*Patent fees are subject to annual revision.*

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 385.00)

## Complete If Known

|                      |                     |
|----------------------|---------------------|
| Application Number   |                     |
| Filing Date          | March 18, 2004      |
| First Named Inventor | SWEENEY, Charles M. |
| Examiner Name        |                     |
| Art Unit             |                     |
| Attorney Docket No.  | 692-38              |

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None Deposit Account:

|                        |                        |
|------------------------|------------------------|
| Deposit Account Number | 04-1121                |
| Deposit Account Name   | Dilworth & Barrese LLP |

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 1001 770                   | 2001 385                   | Utility filing fee     | 385.00   |
| 1002 340                   | 2002 170                   | Design filing fee      |          |
| 1003 530                   | 2003 265                   | Plant filing fee       |          |
| 1004 770                   | 2004 385                   | Reissue filing fee     |          |
| 1005 160                   | 2005 80                    | Provisional filing fee |          |
| SUBTOTAL (1) (\$ 385.00)   |                            |                        |          |

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------------|--------------------|--------------|----------------|----------|
| 20           | -20** = 0          | x 0.00             | = 0.00       |                |          |
| 3            | - 3** = 0          | x 0.00             | = 0.00       |                |          |
|              |                    |                    |              |                |          |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  |
|----------------------------|----------------------------|--|
| 1202 18                    | 2202 9                     | Claims in excess of 20                                     |
| 1201 86                    | 2201 43                    | Independent claims in excess of 3                          |
| 1203 290                   | 2203 145                   | Multiple dependent claim, if not paid                      |
| 1204 86                    | 2204 43                    | ** Reissue independent claims over original patent         |
| 1205 18                    | 2205 9                     | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$ 0.00)     |                            |  |

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$)             | Fee Code (\$) | Fee Description  | Fee Paid |
|---------------------------|---------------|--|----------|
| 1051 130                  | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 50                   | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130                  | 1053 130      | Non-English specification  |          |
| 1812 2,520                | 1812 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 920*                 | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*               | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110                  | 2251 55       | Extension for reply within first month                                     |          |
| 1252 420                  | 2252 210      | Extension for reply within second month                                    |          |
| 1253 950                  | 2253 475      | Extension for reply within third month                                     |          |
| 1254 1,480                | 2254 740      | Extension for reply within fourth month                                    |          |
| 1255 2,010                | 2255 1,005    | Extension for reply within fifth month                                     |          |
| 1401 330                  | 2401 165      | Notice of Appeal   |          |
| 1402 330                  | 2402 165      | Filing a brief in support of an appeal                                     |          |
| 1403 290                  | 2403 145      | Request for oral hearing   |          |
| 1451 1,510                | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110                  | 2452 55       | Petition to revive - unavoidable   |          |
| 1453 1,330                | 2453 665      | Petition to revive - unintentional   |          |
| 1501 1,330                | 2501 665      | Utility issue fee (or reissue)   |          |
| 1502 480                  | 2502 240      | Design issue fee   |          |
| 1503 640                  | 2503 320      | Plant issue fee  |          |
| 1460 130                  | 1460 130      | Petitions to the Commissioner  |          |
| 1807 50                   | 1807 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806 180                  | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40                   | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 770                  | 2809 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 770                  | 2810 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 770                  | 2801 385      | Request for Continued Examination (RCE)                                    |          |
| 1802 900                  | 1802 900      | Request for expedited examination of a design application                  |          |
| Other fee (specify) _____ |               |  |          |

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

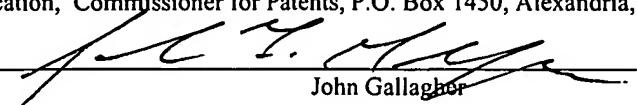
(Complete if applicable)

|                   |   |                                   |        |           |                |
|-------------------|---|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | John F. Gallagher III   | Registration No. (Attorney/Agent) | 47,234 | Telephone | (516) 228-8484 |
| Signature         |  |                                   |        | Date      | March 18, 2004 |

## CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on date below in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EL 995746072 US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 18, 2004



John Gallagher

PATENT  
Atty. Docket No. 692-38

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**UTILITY APPLICATION DATA SHEET UNDER 37 C.F.R. §1.76**

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): SWEENEY, Charles M.

For: UNDERSEAT MONITOR

Enclosed are:

- [X] 7 page(s) of specification  
[X] 1 page(s) of Abstract  
[X] 6 page(s) of claims  
[X] 12 sheets of drawings [ ] formal [X] informal  
[ ] — page(s) of Declaration and Power of Attorney

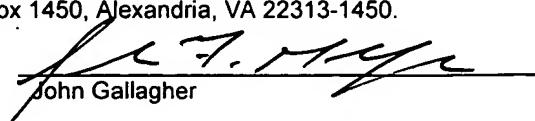
ASSIGNEE NAME: NONE

ASSIGNEE RESIDENCE: \_\_\_\_\_

**CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date March 18, 2004 in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EL 995746072 US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 18, 2004



John Gallagher

PATENT  
Atty. Docket No. 692-38

- [X] This application claims the benefit under 35 U.S.C. §119(e) of U.S. Provisional Application(s) No(s).:

APPLICATION NO(S).:  
60/455,721

FILING DATE  
March 18, 2003

- [ ] Certified copy of application

| <u>Country</u> | <u>Appln. No.</u> | <u>Filed</u> |
|----------------|-------------------|--------------|
|----------------|-------------------|--------------|

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from which priority under Title 35 United States Code, § 119 is claimed

[ ] is enclosed.

[ ] will follow.

**CALCULATION OF UTILITY APPLICATION FEE**

| For                     | Number Filed | Number Extra | Rate   | Basic Fee \$770.00    |
|-------------------------|--------------|--------------|--------|-----------------------|
| TOTAL CLAIMS            | 20           | 0            | x 18 = | \$ .00                |
| INDEPENDENT CLAIMS      | 3            | 0            | x 86 = | \$ .00                |
| [ ] Multiple Dep. Claim |              |              | 290    | \$ .00                |
|                         |              |              |        | <b>TOTAL \$385.00</b> |

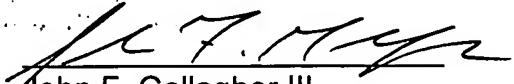
- [X] Verified Statement of "Small Entity" Status Under 37 C.F.R. § 1.27. Reduced fees under 37 C.F.R. § 1.9(f) (50% of total) paid herewith \$385.00.
- [ ] The amount of \$40.00 for recording the attached Assignment is enclosed as a separate check.
- [X] Check(s) in the amount of \$385.00 to cover the [ ] recording, [X] filing fee(s) are attached.

PATENT  
Atty. Docket No. 692-38

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and 1.17, at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. A DUPLICATE OF THIS SHEET IS ENCLOSED.

Respectfully submitted,

Date: March 18, 2004

  
John F. Gallagher III  
Reg. No. 47,234  
Attorney for Applicant

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